240974-01 BKY

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF OHIO

In re: : Case No. 11-17843

Waco Holdings Inc. : Chapter 7

Debtor. : Judge Arthur I. Harris

## SPECIAL LIMITED NOTICE OF APPEARANCE AND REQUEST FOR NOTICES ON BEHALF OF STATE OF OHIO, TAX DEPARTMENT

PLEASE TAKE NOTICE that the State of Ohio, TAX DEPARTMENT ("UT100") appears herein by its counsel for the limited purpose of directing, pursuant to Fed. R. Bankr. P. 2002(g), that all notices given or required to be given in this case and all papers served or required to be served in this case, be given to and served at the address set forth for it in the proofs of claim and also at the following address:

Keith D. Weiner Special Counsel to the Ohio Attorney General Keith D. Weiner & Assoc. Co. LPA 75 Public Sq. 4<sup>th</sup> Fl. Cleveland, Ohio 44113 216-771-6500 216-771-0133 (FAX) bankruptcy@weinerlaw.com PLEASE TAKE FURTHER NOTICE that the foregoing request includes not only the notices referred to in Fed. R. Bankr. P. 2002 but also includes, without limitation, any orders, applications, motions, petitions, plans, pleadings, requests, complaints or other papers which affect or seek to affect in any way the procedural or equitable rights or interests of "UT100."

This special limited notice of appearance is being filed for the sole purpose of notifying the Court and the parties of the address to be used for service of notices, orders, reports, and pleadings. The undersigned does not have the authority or capacity to waive the sovereign immunity of the State of Ohio or to consent to this Court's exercise of jurisdiction over the State of Ohio. Accordingly, this special limited notice of appearance does not constitute a waiver of sovereign immunity by or on behalf of the State of Ohio or any of its other departments, agencies, boards, or other instrumentalities.

/s/Keith D. Weiner

Keith D. Weiner (#0029000) Special Counsel to the Ohio Attorney General Keith D. Weiner & Assoc. Co. LPA 75 Public Sq. 4<sup>th</sup> Floor Cleveland, Ohio 44113 216-771-6500 216-771-0133 (fax) bankruptcy@weinerlaw.com

## **CERTIFICATE OF SERVICE**

I, Keith D. Weiner, hereby certify that the foregoing notice was sent by regular U.S. mail, postage prepaid, January 11, 2013 upon the following parties:

Waco Holdings Inc. 4545 Spring Road Cleveland, OH 44131

Richard A Baumgart 1801 East 9th Street #1100 Cleveland, OH 44114

Office of the US Trustee HMM US Courthouse 201 Superior Ave. Ste 441 Cleveland, Ohio 44114

Robert W Bollar Southern Counties Oil Co. 1800 W. Katella Ave #400 P.O. Box 4159 Orange, CA 92863-4159

Commonwealth of PA Dept of Labor & Industry Attn: Joseph Kots 625 Cherry St. Room 203 Reading, PA 19602-1152

EdgePoint Capital Advisors, LLC 3700 Park East Drive Suite 160 Beachwood, OH 44122

Indiana/Kentucky/Ohio Regional Council of Carpenters 3615 Chester Ave. Cleveland, OH 44114

Navistar Leasing Company 425 N. Martingale Road Suite 1800 Schaumburg,, IL 60173

Parkland Group Inc 1375 E 9th St 1 Cleveland Center#1350 Cleveland, OH 44114 I, Keith D. Weiner, hereby certify that the foregoing notice was electronically transmitted on or about January 11, 2013 via the Court's CM/ECF system to the following who are listed on the Court's Electronic Mail Notice List:

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/s/Keith D. Weiner Keith D. Weiner (#0029000)